

and also from appeals where the action is founded on assumpsit before a justice of the peace, shall be taken up to the special Court aforesaid, under the same rules and regulations as the same are now taken to the Superior Court in said county. And the said Court shall have power, and they are hereby required to cause the sheriff to summon, of the by-standers as talis jurors, twelve freeholders to try the issues made between the parties; which jurors shall serve without pay or compensation, and under the same regulations and rules as other talis jurors in this State; which appeals shall stand for trial at the first or return term of the Court, unless the same be regularly continued: *Provided however*, that nothing herein contained shall prevent the right of appeal from the special to the Superior Court.

IV. *And be it further enacted*, That this act shall be in force from and after the first day of May next.

CHAPTER LXXIX.

An act to compel the County Courts of Gates to appoint a Committee of Finance.

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That it shall be the duty of the justices of the peace for the county of Gates, at the first Court which may be holden after the first day of March next, and annually thereafter, a majority of the justices being present, to appoint three persons of skill and probity, to act as a Committee of Finance, whose duty it shall be to examine all the records, papers and documents in the offices of the clerks of the Superior and County Courts, clerk and master in Equity, sheriffs, county trustee, and all officers or commissioners who have heretofore held money belonging to the county aforesaid; and the said committee are hereby authorised and empowered to call on each and every of the officers and commissioners aforesaid, to lay before them the records, documents and papers respectively as aforesaid, for their inspection.

II. *And be it further enacted*, That it shall be the duty of the said Committee of Finance to make a full investigation of all the financial concerns of the said county from year to year; and that they shall return to the Court a full, fair and perfect statement thereof, designating therein all balances or monies due by the county aforesaid to individuals as well as those due by delinquents to the county.

III. *And be it further enacted*, That the said County Court of Gates shall direct the said committee to be paid such sum or sums for their services as the said Court may deem just: *Provided* the said sum or sums does not exceed two dollars per day, for each person named therein, every day the said committee are necessarily employed in making such settlement: *Provided also*, that seven justices be on the bench when said allowance may be made, which shall be paid out of the county funds.

IV. *And be it further enacted*, That if the said clerks, county trustee, or other officers supposed to hold county monies, fail, neglect or refuse to come forward and duly account for the same, the Committee of Finance shall give such officer or officers ten days previous notice in writing, specifying the time and place at which they will attend for the purpose of making such settlement; and every officer receiving such notice as aforesaid, and failing to attend and make such settlement as is required by this act, shall forfeit and pay the sum of one hundred dollars, to be recovered before any jurisdiction having cognizance thereof; which said suit shall be brought in the name of the chairman of the Court, and prosecuted at the expense of the county.